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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA, ) 2:11-mj-709-PAL  
9 Plaintiff, )  
10 vs. ) GOVERNMENT'S MOTION TO DISMISS  
11 STANLEY GIBSON, ) CRIMINAL COMPLAINT PURSUANT TO  
12 Defendant. ) FEDERAL RULE OF CRIMINAL  
 ) PROCEDURE 48(A)  
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14 The United States of America, by and through the undersigned attorneys, respectfully seeks leave  
15 of court pursuant to Federal Rule of Criminal Procedure 48(a) to dismiss the Criminal Complaint filed  
16 on October 25, 2011 (*See* Docket #5). On November 1, 2011, the Defendant pleaded guilty to Assault  
17 on a Federal Employee in violation of Title 18, United States Code, Section 111(a)(1). The matter was  
18 set for sentencing to be held on February 8, 2012. On December 12, 2011, undersigned counsel was  
19 notified that the Defendant had been shot and killed by an officer of the Las Vegas Metropolitan Police  
20 Department. Consequently, the Criminal Complaint in this case is ripe for dismissal.

21 DATED: December 16, 2011.

22 Respectfully submitted,

23 DANIEL G. BOGDEN  
24 United States Attorney

25 /s/  
26 PHILLIP N. SMITH, JR.  
27 Assistant United States Attorney  
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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

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9 UNITED STATES OF AMERICA, ) 2:11-mj-709-PAL  
10 PLAINTIFF, ) GOVERNMENT'S MOTION TO DISMISS  
11 vs. ) CRIMINAL COMPLAINT PURSUANT TO  
12 STANLEY GIBSON, ) FEDERAL RULE OF CRIMINAL  
13 DEFENDANT. ) PROCEDURE 48(A)  
14

15 **ORDER DISMISSING CRIMINAL COMPLAINT**

16 Based on the Motion of the Government, and good cause appearing therefore, **IT IS HEREBY**  
17 **ORDERED** that the Criminal Complaint filed herein under case number 2:11-mj-709-PAL is  
18 **DISMISSED** pursuant to Federal Rule of Criminal Procedure 48(a).

19  
20 DATED this 35<sup>th</sup> day of December, 2011.

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23 UNITED STATES MAGISTRATE JUDGE  
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